

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 17 2001

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed DEC 17 2001 under 68320

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The applicant **Lantana Ranch Family Limited Partnership** hereby makes application for permission to change the **Point of Diversion** and **Place of Use** of a portion of water heretofore appropriated under **Permit 49278**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.2883 CFS not to exceed 122.37 Acre-Feet.**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **NE¼ NE¼, Section 26, T.11N., R.26E., M.D.B.&M.,** or at a point from which the **NE corner of said Section 26** bears **N. 29° 34' 50" E.,** a distance of **1340.0 feet.**
6. The existing permitted point of diversion is located within **SE¼ NE¼, Section 36, T.11N., R.26E., M.D.B.&M.,** or at a point from which the **NW corner of Section 31 T.11N., R.27E., M.D.B.&M.,** bears **N. 19° 20' 52" E.,** a distance of **1485.72 feet.**
7. Proposed place of use **Portions of NW¼ SE¼, NE¼ SE¼, S½ SE¼, Section 23, N½ NE¼, Section 26, all in T.11N., R.26E., M.D.B.&M.**
8. Existing place of use **Refer to Attachment "A"**
9. Use will be from **April 1 to October 31** of each year.
10. Use was permitted from **April 1 to October 31** of each year.
11. Description of proposed works **Drilled and cased well equipped with a motor, pump, meter and distribution system.**
12. Estimated cost of works **\$50,000.00**
13. Estimated time required to construct works **Three (3) years.**
14. Estimated time required to complete the application of water to beneficial use **Five (5) years.**
15. Remarks: **This application is being filed to change the Point of Diversion and Place of Use of a portion of Permit 49278 to 119 acres within the described Place of Use. The total**

combined duty of applications to change portions of Permits 49274, 49276, 49277 & 49278 shall not exceed 476 Acre-Feet.

By Gregory M. Bilyeu  
s/ Gregory M. Bilyeu  
500 Damonte Ranch Parkway, Suite 1056  
Reno, Nevada 89511

Compared cm/cmf dr/ cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 49278 is issued subject to the terms and conditions imposed in said Permit 49278 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 68320, 68321, 68322 and 68323, and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 476.0 acre-feet per season for the irrigation of 119.0 acres within the described place of use. The permit holder is responsible for insuring delivery of the entitled decreed and storage waters that are supplemental to these permits. In any year the Walker River Irrigation District declares a full allocation of decreed water to the priority years of C-125 decree claims supplemental to these permits, underground water shall not be pumped from the well described in these permits.

These permits for underground water are issued as a supplemental water supply to lands that have a surface water right from the East Walker River from Claim Nos. 17 and 133 of the Walker River Decree C-125, or from storage water provided from the Walker River Irrigation District. Irrigation shall not exceed a duty of four acre-feet per season from the total of decreed, storage, and underground waters.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2883 cubic feet per second, but not to exceed 122.33 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 26, 2004

Proof of completion of work shall be filed before:

August 26, 2004

Water must be placed to beneficial use on or before:

July 26, 2006

Proof of the application of water to beneficial use shall be filed on or before:

August 26, 2006

Map in support of proof of beneficial use shall be filed on or before:

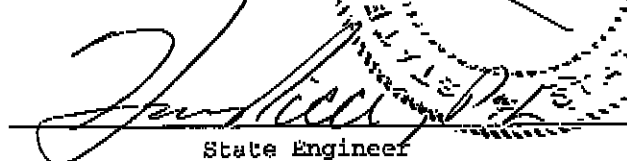
August 26, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of July, A.D. 2002

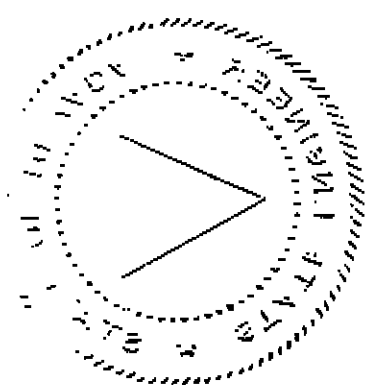
  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_



## ATTACHMENT "A"

T. 11N., R. 26E., M.D.B.&M.

Section 14: SE $\frac{1}{4}$ SW $\frac{1}{4}$   
 Section 23: NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{4}$   
 Section 26: NE $\frac{1}{4}$ , E $\frac{1}{4}$ SE $\frac{1}{4}$   
 Section 25: NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$   
 Section 36: All

T. 11N., R. 27E., M.D.B.&M.

Section 31: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$

T. 10N., R. 26E., M.D.B.&M.

Section 1: NE $\frac{1}{4}$ NE $\frac{1}{4}$

T. 10N., R. 27E., M.D.B.&M.

Section 6: NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{4}$ SW $\frac{1}{4}$   
 Section 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{4}$ SW $\frac{1}{4}$   
 Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$   
 Section 8: W $\frac{1}{2}$ , SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$   
 Section 17: E $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$   
 Section 16: SW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$   
 Section 20: E $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{4}$ SE $\frac{1}{4}$   
 Section 21: W $\frac{1}{2}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$   
 Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$   
 Section 28: NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$   
 Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$

119 Acres being removed from irrigation as follows:

34.9 Acres; NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 26, T. 11N., R. 26E., M.D.B.&M.  
 20.0 Acres; NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 26, T. 11N., R. 26E., M.D.B.&M.  
 16.0 Acres; NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 23, T. 11N., R. 26E., M.D.B.&M.  
 13.1 Acres; NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 23, T. 11N., R. 26E., M.D.B.&M.  
 35 Acres; SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 23, T. 11N., R. 26E., M.D.B.&M.

